

AN ORDINANCE      **101564.**

**AN ORDINANCE AMENDING CHAPTER 19 OF THE CITY CODE TO INCLUDE THE PROHIBITION OF FRONT AND SIDE YARD PARKING FOR WATERCRAFTS, NON-MOTORIZED CAMPERS AND SPECIFIED TRAILERS; EXPANDING AND CLARIFYING THE AREA COVERED BY THE PROHIBITION; UPDATING REFERENCED ZONING CLASSIFICATIONS TO REFLECT THOSE OF THE 2001 UNIFIED DEVELOPMENT CODE IN RELATION TO THE PROHIBITION; ADDING NEW RESIDENTIAL ZONING REFERENCES TO EXPAND THE AREA COVERED BY THE PROHIBITION; AND RECONCILING PARKING PROVISIONS FOR RECREATIONAL VEHICLES IN THE RESTRICTED AREA FOR TRIP PREPARATION, AS REQUESTED BY COUNCILMAN CHIP HAASS, DISTRICT 10.**

\* \* \* \* \*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** Chapter 19 Article VI, Division 2, Section 19-194 (entitled "Parking of certain vehicles prohibited on certain streets, and parking of certain motor vehicles prohibited on front lawns of residential zones.") is hereby amended by adding the language that is underlined (added) and deleting the language that is stricken (~~deleted~~) to the existing text of said section as follows:

**Sec. 19-194. Parking of certain vehicles prohibited on certain streets, and parking of certain motor vehicles prohibited on front lawns of residential zones.**

(a) It shall be unlawful for any person owning or having control of any oversized vehicle as defined in chapter 35 of this Code, to park the same in front of any lot or parcel used solely for a residential use (to include home occupations) within a special district, as defined in chapter 35 of this code, or zoned FR, RD, or UD or upon any street within the following residential zoning districts: A, B, C, D, temporary A, temporary R-1, R-A, R-1, R-2, R-2A, R-3, R-4, R-5, R-6, R-7, R-8, or FR, R-3, R-4, R-5, R-6, R-20, RM-4, RM-5, RM-6, NP-8, NP-10, NP-15, MH, MF-25, MF-33, MF-40, MF-50, or residential PUD or other Planned Residential Districts, according to the zoning provisions of the city (chapter 35) at all times. This section shall not apply to the parking of such vehicles for such time as is actually necessary to load or unload passengers, freight or merchandise.

(b) No oversized vehicle of any type shall be parked at any time within the restricted parking area as defined in chapter 35 in any of the residential districts as listed in subsection (a) above, provided, however, this section shall not apply to the parking of such vehicles for such time as is actually necessary to load or unload passengers, freight or merchandise, or if the oversized vehicle bears a valid special handicapped parking permit as allowed in section ~~35-3315~~ 35-385 of this Code. In addition, an oversized vehicle, other than one that is also defined as a truck-tractor, road-tractor, semi-trailer, trailer or commercial motor vehicle with three (3) or more axles, may be parked within the restricted parking area for such time as is actually necessary for trip preparation as allowed in section ~~35-3315~~ 35-385 of this Code.

(d) It shall be unlawful for any person owning or having control of a motor vehicle, watercraft, non-motorized camper, or any trailer designed to be pulled by a motor vehicle and/or to carry a watercraft, camper or motor vehicle ~~other than a recreational vehicle~~ to park or allow same to be parked at any time in the side yard setback or front yard, as defined in chapter 35 of this Code, or in any area between the property line of the lot and the curb line or the edge of the adjacent street within any of the residential districts as listed in subsection (a) above; provided, however, that motor vehicles, watercrafts on trailers, campers and other trailers may be parked only on the side yard set back or front yard with all wheels on permanently maintained parking areas constructed of:

- (1) Gravel with barriers or permanent curbing to define the driveway;
- (2) Concrete;
- (3) Brick; or
- (4) Asphalt;

extending from the curb, street, or alley in a contiguous course, and only where such parking areas are no wider than the width established by subsection (e), below. Recreational vehicles may be parked in accordance with the provisions of section 35-385 for the purposes of trip preparation, however ~~Nothing~~ in this subsection shall invalidate the provisions for oversized or recreational vehicles listed in this chapter or chapter 35 of this code nor permit the parking of such vehicles in a manner inconsistent with subsection (b) above or section ~~35-3315~~ 35-385 of this Code.

(e) The gravel, concrete, or asphalt parking area referred to in (d) above shall be no wider than fifty (50) percent of the average width of the lot, except in the following situations:

- (1) The vehicle is parked at a residential building which does not meet the minimum setback requirements as set out in chapter 35; or
- (2) The vehicle is parked at a residential building where the width of the lot is twenty-five (25) feet or less; or
- (3) The vehicle is parked at a residential building abutting a street which is curbless or which is less than thirty (30) feet wide.
- (4) The specific zoning for the lot sets a maximum for such widths.

**SECTION 2.** This ordinance has no financial impact.

**SECTION 3.** Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this ordinance, or any appendix thereof, for any reason be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

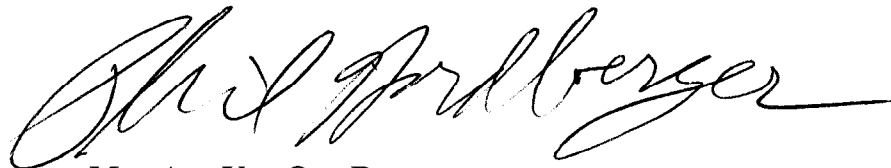
**SECTION 4.** It is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Texas Revised Civil Statutes Annotated as amended Title 5, Chapter 532, Government Code. It is further found that provisions of this ordinance are intended to protect the public health, safety, welfare, and, that a public hearing was held prior to the adoption of this ordinance as required by V.T.C.A., Local Government Code Section 212.003.

**SECTION 5.** The City Clerk is directed to publish notice of this amendment to chapter 19 of the San Antonio City Code. Publication shall be in an official newspaper of general circulation in accordance with Section 17 of the City Charter.

**SECTION 6.** The publishers of the San Antonio City Code are authorized to amend said Codes to reflect the changes adopted herein.

**SECTION 7.** This ordinance shall become effective on November 19, 2005, but in no case less than 5 days from the date of publication.

**PASSED AND APPROVED this the 20<sup>th</sup> day of October, 2005.**

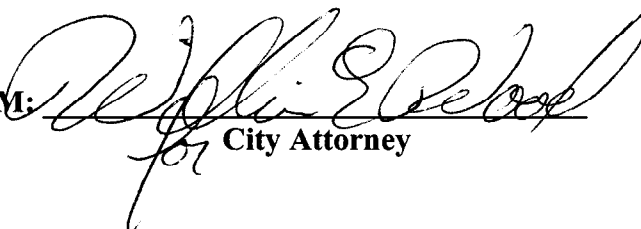


**M A Y O R**  
**PHIL HARDBERGER**

**ATTEST:**

  
City Clerk

**APPROVED AS TO FORM:**

  
for City Attorney

# Agenda Voting Results

**Name:** 11.  
**Date:** 10/20/05  
**Time:** 11:44:11 AM

**Vote Type:** Multiple selection

**Description:** An Ordinance amending Chapter 19 of the City Code to include the prohibition of front and side yard parking for watercrafts, non-motorized campers and specified trailers; expanding and clarifying the area covered by the prohibition; updating referenced zoning classifications to reflect those of the 2001 Unified Development Code in relation to the prohibition; adding new residential zoning references to expand the area covered by the prohibition; and reconciling parking provisions for recreational vehicles in the restricted area as provided in Chapter 35 for trip preparation, as requested by Councilman Chip Haass, District 10. [Presented by Liz Garcia, Acting Director, Code Compliance Department; Jelynn LeBlanc Burley, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1	Not present	x		
SHEILA D. MCNEIL	DISTRICT 2				
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR		x		